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LADAS & PARRY
26 WEST 61ST STREET
NEW YORK, NY 10023

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In re Application of : OFFICE OF PETITIONS
Ashish Kishor Lele :
Application No. 09/537,450 : ON PETITION
Filed: March 27, 2000 :
Attorney Docket No. U012676-7 :

This is a decision on the petition under 37 CFR 1.137(b), filed May 29, 2003, to revive the above-identified application.


The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed April 8, 2002, which set a shortened statutory period for reply of three (3) months. A reply under 37 CFR 1.113 is limited to an amendment that *prima facie* places the application in condition for allowance or a Notice of Appeal (and appeal fee required by 37 CFR 1.17(b)). Since the amendment submitted does not *prima facie* placing the application in condition for allowance, nor Notice of Appeal (and appeal fee) was timely filed. Extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on August 9, 2002.

The above-identified application is being revived solely for purposes of continuity with a continued prosecution application (CPA) filed on May 29, 2003.

Telephone inquiries concerning this decision should be directed to Wan Laymon at (703) 305-9282.

The application file is being forwarded to Technology Center AU 1713 for further processing.


Wan Laymon
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy